

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Shihe FAN et al.  
Application No. : 10/726,574  
Filed : December 4, 2003  
Title : METHOD OF EX VITRO SOWING, GERMINATION, GROWTH  
AND CONVERSION OF PLANT SOMATIC EMBRYOS OR  
GERMINANTS, AND NUTRIENT MEDIUM USED THERETO  
  
Art Unit : 1661  
Confirmation No. : 5066  
Examiner: : Annette H. Para

Kirby Eades Gale Baker  
Box 3432, Station D  
Ottawa, Ontario  
CANADA K1P 6N9

August 6, 2008

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
United States of America

Dear Sir:

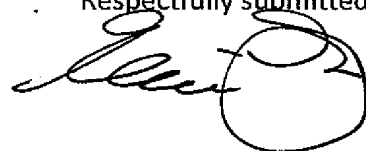
**NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND  
INTERFERENCES UNDER 37 C.F.R. § 41.31(a)**

Applicants hereby appeal to the Board of Patent Appeals and Interferences, under 37 C.F.R. § 41.31(a), from the decision of the Examiner dated February 8, 2008, finally rejecting claims 1-10, 12-32, and 45 of the above-identified application. A completed form PTO/SB/31 is enclosed.

A credit card payment of the appeal fee of \$510.00 is submitted herewith.

This paper is being submitted concurrently with a Petition for a three-month extension of time for responding to the final official action of February 8, 2008.

Respectfully submitted,



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